

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

**GARNISHMENT NOTICE ON REVERSE SIDE**

SHEET METAL WORKERS LOCAL 265  
WELFARE FUND, et al.,

Plaintiffs,

vs.

TAMARACK HEATING & COOLING, INC.,  
an Illinois corporation,

Defendant,

and

FIRST MIDWEST BANK,  
24509 Lockport Street  
Plainfield, IL 60544  
(815) 439-4141

Garnishee  
Defendant.

CIVIL ACTION

NO. 08 C 1712

JUDGE RUBEN CASTILLO

**GARNISHMENT SUMMONS (NON-WAGE)**

To the Garnishee:

YOU ARE SUMMONED and required to file answers to the judgment creditor's interrogatories, in the office of the Clerk of this Court located in U.S. Courthouse, 219 South Dearborn Street, Chicago, Illinois 60604, on or before\*\* SEPTEMBER 3, 2008. However, if this summons is served on you less than 10 days before that date, you must file answers to the interrogatories on or before 14 days after that date. **IF YOU FAIL TO DO SO, A CONDITIONAL JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE AMOUNT OF THE JUDGMENT UNPAID.**

To the Officer:

This summons must be returned by the officer or other persons to whom it was given for service, with endorsement of service and fees, if any, immediately after service. If service cannot be made, this summons shall be returned so endorsed. This summons may not be served later than the above date.

Date: AUG 6 2008

MICHAEL W. DOBINS  
Clerk of the Court

[Signature]  
Deputy Clerk

(Seal of Court)

**NOTE:** This summons is issued pursuant to Rule 69A of the Federal Rules of Civil Procedure.

\*\* 21-30 days after date of issuance of this summons.

**(IMPORTANT NOTICE TO DEFENDANT ON REVERSE SIDE)**

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS**GARNISHMENT NOTICE**SHEET METAL WORKERS  
LOCAL 265 WELFARE FUND, et al.Judgment Creditor

v.

TAMARACK HEATING & COOLING, INC.Judgment DebtorFIRST MIDWEST BANKGarnisheeJudgment DebtorName: Tamarack Heating & Cooling  
Address: 11917 S. Aero Drive  
City: Plainfield, IL 60585  
Telephone: \_\_\_\_\_**CIVIL ACTION**NO.: 08 C 1712JUDGE: RUBEN CASTILLOSummons Return Date: September 3, 2008Judgment Creditor/Creditor's AttorneyName: Catherine M. Chapman  
Address: 200 W. Adams St., Ste. 2200  
City: Chicago, IL 60606-5231  
Telephone: 312/236-4316Judgment in the amount of \$ 464,748.94**NOTICE**

The court has issued a garnishment summons against the garnishee named above for money or property (other than wages) belonging to the judgment debtor or in which the judgment debtor has an interest. The garnishment summons was issued on the basis of a judgment against the judgment debtor in favor of the judgment creditor in the amount stated above.

The amount of money or property (other than wages) that may be garnished is limited by federal and Illinois law. The judgment debtor has the right to assert statutory exemptions against certain money or property of the judgment debtor which may not be used to satisfy the judgment in the amount stated above.

Under Illinois or federal law, the exemptions of personal property owned by the debtor include the debtor's equity interest, not to exceed \$4,000 in value, in any personal property as chosen by the debtor; Social Security and SSI benefits; public assistance benefits; unemployment compensation benefits; workers' compensation benefits; veterans' benefits; circuit breaker property tax relief benefits; the debtor's equity interest, not to exceed \$2,400 in value, in any one motor vehicle, and the debtor's equity interest, not to exceed \$1,500 in value, in any implements, professional books or tools of the trade of the debtor.

The judgment debtor may have other possible exemptions from garnishment under the law.

The judgment debtor has the right to request a hearing before the court to dispute the garnishment or to declare exempt from garnishment certain money or property or both. To obtain a hearing in counties with a population of 1,000,000 or more, the judgment debtor must notify the Clerk of the Court in person and in writing at 219 South Dearborn Street, 20th Floor, Chicago, IL 60604, before the return date specified above or appear in court on the date and time on that return date. To obtain a hearing in counties with a population of less than 1,000,000, the judgment debtor must notify the Clerk of the Court in writing at 219 South Dearborn Street, 20th Floor, Chicago, IL 60604, on or before the return date specified above. The Clerk of the Court will provide a hearing date and the necessary forms that must be prepared by the judgment debtor or the attorney for the judgment debtor and sent to the judgment creditor and the garnishee regarding the time and location of the hearing. This notice may be sent by regular first class mail.

**MICHAEL W. DOBBINS, CLERK, UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF ILLINOIS**

\*SHEET METAL WORKERS LOCAL 265 WELFARE  
-VS-  
TAMARACK HEATING & COOLING INC

BAUM SIGMAN AUERBACH  
200 WEST ADAMS ST  
SUITE 2200  
CHICAGO, IL 60606

DESCRIPTION	DATE	ATTEMPTED SERVICES	TIME	BADGE #
WAGE GARNISHMENT				
ISSUED: 8/ 8/08	EXPIRES: 8/31/08			
FEES: 50.00	EVC/DEP:			
PERSON TO BE SERVED				
FIRST MIDWEST BANK 24509 LOCKPORT STREET PLAINFIELD, IL 60544	NOTES:			

I CERTIFY THAT I HAVE SERVED THE ATTACHED PROCESS ON THE DEFENDANT AS FOLLOWS:

- (A) ☐ PERSONAL SERVICE: BY LEAVING A COPY OF THE ☐ SUMM/COMP ☐ CITATION  
☐ RULE ☐ ORDER ☐ SUBPEONA ☐ NOTICE ☐ JUDGEMENT  
☐ SUMMONS/PETITION FOR ORDER OF PROTECTION ☐ ORDER OF PROTECTION.  
☐ CIVIL NO-CONTACT ORDER.
- (B) ☐ SUBSTITUTE SERVICE: BY LEAVING A COPY OF THE ☐ SUMM/COMP ☐ CITATION  
☐ NOTICE ☐ JUDGEMENT ☐ ORDER OF POSSESSION AT THE USUAL PLACE OF  
 ABODE WITH SOME PERSON OF THE FAMILY 13 YEARS OR OLDER AND INFORMING  
 SAID PERSON OF THE CONTENTS. ALSO, A COPY OF THE WRIT WAS MAILED TO  
 THE DEFENDANT AT HIS/HER USUAL PLACE OF ABODE ON \_\_\_\_\_.(date)
- (C) ☒ SERVICE ON: ☐ CORPORATION ☐ COMPANY ☒ BUSINESS by leaving a  
 COPY OF THE ☒ SUMM/COMP ☐ CITATION ☐ RULE ☐ ORDER ☐ NOTICE  
☐ JUDGEMENT ☐ SUBPOENA WITH THE REGISTERED AGENT, AUTHORIZED PERSON  
 OR PARTNER OF THE DEFENDANT.
- (D) ☐ OTHER SERVICE: ☐ CERTIFIED MAIL ☐ POSTING
- (E) ☐ THE NAMED DEFENDANT WAS NOT SERVED:  
☐ MOVED ☐ NOT LISTED ☐ RETURNED BY ATTY. ☐ EXPIRED  
☐ NO CONTACT ☐ NO SUCH ADDRESS ☐ DECEASED ☐ OTHER REASON

PERSON TO BE SERVED: First Midwest Bank

SERVING ADDRESS: 24509 Lockport St. Plainfield IL

WRIT SERVED ON: John Garzok RELATIONSHIP: Vice Pres.  
 SEX M (M/F) RACE W DOB 4/3

THIS 11 DAY OF Aug 2008 TIME 1410 HOURS

PAUL J. KAUPAS, SHERIFF, BY [Signature] DEPUTY # 1026

REMARKS:

RLM82211545

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

SHEET METAL WORKERS LOCAL 265	)	
WELFARE FUND, <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
	)	
vs.	)	
	)	CIVIL ACTION
TAMARACK HEATING & COOLING, INC.,	)	
an Illinois corporation,	)	NO. 08 C 1712
	)	
Defendant,	)	JUDGE RUBEN CASTILLO
	)	
and	)	
	)	
FIRST MIDWEST BANK,	)	
	)	
Garnishee Defendant.	)	

**CERTIFICATE OF MAILING**

I hereby certify that I served upon the Judgment Debtor in this cause a copy of the Garnishment Summons and Garnishment Notice by first class mail to the Judgment Debtor's address as indicated in the Garnishment Notice.

DATED: August 13, 2008

/s/ Catherine M. Chapman

Catherine M. Chapman  
Attorney for the Plaintiffs/Judgment Creditors  
BAUM SIGMAN AUERBACH & NEUMAN, LTD.  
200 West Adams Street, Suite 2200  
Chicago, IL 60606-5231  
Bar No.: 6204026  
Telephone: (312) 236-4316  
Facsimile: (312) 236-0241  
E-Mail: [cchapman@baumsigman.com](mailto:cchapman@baumsigman.com)